



April 3, 2001

ENGROSSED SENATE BILL No. 243

DIGEST OF SB 243 (Updated March 28, 2001 12:46 PM - DI 69)

Citations Affected: IC 13-12.

Synopsis: Groundwater quality. Requires the following to be consistent with the remediation objectives set forth in IC 13-25-5-8.5: (1) remediation and closure goals, objectives, and standards for activities conducted under the environmental statutes on hazardous waste management, underground storage tanks, and voluntary remediation of hazardous substances and petroleum; and (2) removal and remediation activities that are not emergency or time critical activities and that are conducted under the environmental statutes on petroleum and the hazardous substances response trust fund. Requires that the groundwater quality standards established by rule by the water pollution control board must allow the following to be consistent with
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Effective: Upon passage.

Gard, Howard

(HOUSE SPONSORS — WEINZAPFEL, ATTERHOLT)

January 9, 2001, read first time and referred to Committee on Environmental Affairs.
February 27, 2001, amended, reported favorably — Do Pass.
March 5, 2001, read second time, ordered engrossed. Engrossed.
March 6, 2001, read third time, passed. Yeas 49, nays 1.

HOUSE ACTION

March 12, 2001, read first time and referred to Committee on Environmental Affairs.
April 2, 2001, amended, reported — Do Pass.

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Digest Continued

the remediation objectives set forth in IC 13-25-5-8.5: (1) groundwater remediations conducted under the environmental statutes on hazardous waste management, underground storage tanks, and voluntary remediation of hazardous substances and petroleum; (2) groundwater remediations that are not emergency or time critical activities and that are conducted under the environmental statutes on petroleum and the hazardous substances response trust fund; and (3) groundwater remediations conducted under other environmental statutes, as appropriate. Specifies that responses to spills of hazardous substances, extremely hazardous substances, petroleum, and other objectionable substances that are regulated under water pollution control board rules must be conducted in a manner that is consistent with the requirements of those rules.

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April 3, 2001

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

ENGROSSED SENATE BILL No. 243

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 13-12-3-2, AS ADDED BY P.L.224-1999,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: Sec. 2. (a) The ~~remediation and closure goals,~~
4 ~~objectives, and standards for activities conducted under IC 13-22 and~~
5 ~~IC 13-23 following~~ shall be consistent with the remediation objectives
6 set forth in IC 13-25-5-8.5:

7 **(1) Remediation and closure goals, objectives, and standards**
8 **for activities conducted under:**

9 (A) IC 13-22;

10 (B) IC 13-23; and

11 (C) IC 13-25-5.

12 **(2) Removal and remediation activities that:**

13 (A) are not emergency or time critical activities; and

14 (B) are conducted under:

15 (i) IC 13-24; or

16 (ii) IC 13-25-4.

17 (b) The groundwater quality standards adopted under IC 13-18-17-5

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1 shall allow as appropriate, groundwater remediations **the following** to
2 be consistent with the remediation objectives set forth in
3 IC 13-25-5-8.5:

4 **(1) Groundwater remediations conducted under:**

5 **(A) IC 13-22;**

6 **(B) IC 13-23; and**

7 **(C) IC 13-25-5.**

8 **(2) Groundwater remediations that:**

9 **(A) are not emergency or time critical activities; and**

10 **(B) are conducted under:**

11 **(i) IC 13-24; or**

12 **(ii) IC 13-25-4.**

13 **(3) Groundwater remediations conducted under any other**
14 **provision of IC 13, as appropriate.**

15 **(c) Responses to spills of hazardous substances, extremely**
16 **hazardous substances, petroleum, and other objectionable**
17 **substances that are regulated under 327 IAC 2-6.1 shall be**
18 **conducted in a manner that is consistent with the requirements of**
19 **327 IAC 2-6.1.**

20 **SECTION 2. An emergency is declared for this act.**

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SENATE MOTION

Mr. President: I move that Senator Howard be added as coauthor of Senate Bill 243.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Environmental Affairs, to which was referred Senate Bill No. 243, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 3, strike "remediation and closure goals,".

Page 1, strike line 4.

Page 1, line 5, strike "IC 13-23" and insert "**following**".

Page 1, line 6, after "IC 13-25-5-8.5" delete "." and insert ":

(1) Remediation and closure goals, objectives, and standards for activities conducted under:

(A) IC 13-22;

(B) IC 13-23; and

(C) IC 13-25-5.

(2) Removal and remediation activities that:

(A) are not emergency or time critical activities; and

(B) are conducted under:

(i) IC 13-24; and

(ii) IC 13-25-4."

Page 1, line 8, delete "appropriate," and insert "~~appropriate~~,".

Page 1, line 8, strike "groundwater remediations" and insert "**the following**".

Page 1, line 9, after "IC 13-25-5-8.5" delete "." and insert ":

(1) Groundwater remediations conducted under:

(A) IC 13-22;

(B) IC 13-23; and

(C) IC 13-25-5.

(2) Groundwater remediations that:

(A) are not emergency or time critical activities; and

(B) are conducted under:

(i) IC 13-24; and

(ii) IC 13-25-4.

(3) Groundwater remediations conducted under any other provision of IC 13, as appropriate."

and when so amended that said bill do pass.

(Reference is to SB 243 as introduced.)

GARD, Chairperson

Committee Vote: Yeas 8, Nays 1.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred Senate Bill 243, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 15, delete "and" and insert "**or**".

Page 2, line 11, delete "and" and insert "**or**".

Page 2, between lines 14 and 15, begin a new paragraph and insert:

"(c) Responses to spills of hazardous substances, extremely hazardous substances, petroleum, and other objectionable substances that are regulated under 327 IAC 2-6.1 shall be conducted in a manner that is consistent with the requirements of 327 IAC 2-6.1."

and when so amended that said bill do pass.

(Reference is to SB 243 as printed February 28, 2001.)

WEINZAPFEL, Chair

Committee Vote: yeas 10, nays 0.

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